

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

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UNITED STATES OF AMERICA, :

-against- : **O7 Cr. 837 (VM)**

DIN CELAJ, et al. : **NOTICE OF MOTION**

Defendants. :

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____PLEASE TAKE NOTICE that, upon the attached affirmation, the attached affidavit, the attached exhibit, the accompanying memorandum of law, and all prior papers and proceedings, defendant Rabindra Singh will move this Court before the Honorable Victor Marerro, District Judge, on August 1, 2008, at 9:30 a.m., or as soon thereafter as counsel may be heard, at the United States District Courthouse located at 500 Pearl Street, New York, New York, for an order:

- (1) Granting Singh a separate trial from that of his co-defendants;
- (2) Directing the government to provide a bill of particulars;
- (3) Granting Singh the relief sought in motions submitted on behalf of co-defendants, to the extent that it is applicable, and applying any applicable facts or arguments presented in those motions to the present application;
- (4) Ordering an evidentiary hearing to resolve any factual disputes necessary to determination of the present application; and

(5) granting such other and further relief as the court may deem just and proper.

Yours, etc.

/s/
LAWRENCE GERZOG
Attorney for Defendant
Rabindra Singh
251 East 61st Street
New York, New York 10021
(212) 486-3003

Dated: New York, New York
August 1, 2008

TO: Clerk, United States District Court
Southern District of New York

Katherine Goldstein, Esq.
Assistant United States Attorney

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

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UNITED STATES OF AMERICA, :

-against- : **O7 Cr. 837 (VM)**

DIN CELAJ, et al. : **AFFIRMATION**

Defendants. :

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____LAWRENCE GERZOG, an attorney duly admitted to practice before the Courts of the State of New York, affirms under the penalty of perjury that the following statements are true:

1. I represent defendant Rabindra Singh in the present matter.
2. This affirmation is submitted in support of Mr. Singh's pretrial motion for an order (1) granting Singh a separate trial from that of his co-defendants; (2) directing the government to provide a bill of particulars; (3) granting Singh the relief sought in motions submitted on behalf of co-defendants, to the extent that it is applicable, and applying any applicable facts or arguments presented in those motions to the present application; (4) ordering an evidentiary hearing to resolve any factual disputes necessary to determination of the present application; and (5) granting such other and further relief as the court may deem just and proper.
3. The facts alleged in the accompanying memorandum of law are based on information and belief, the sources of which include discussions with the government,

review of discovery materials provided to the defense, and review of the court file in this and related cases.

Affirmed: New York, New York
August 1, 2008

/s/
LAWRENCE GERZOG
251 East 61st Street
New York, New York 10021
(212) 644-5200
Attorney for Defendant
Rabindra Singh